Elections Saskatchewan

Saskatoon Fairview By-Election - March 17, 2003

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SASKATCHEWAN

104-02321/

OFFICE OF THE
CHIEF ELECTORAL OFFICER

December 23, 2003

The Honourable P. Myron Kowalsky
Speaker of the Legislative Assembly
129 Legislative Building
Regina, Saskatchewan
S4S 0B3

Honourable Speaker:

Pursuant to section 286 of *The Election Act, 1996*, I am honoured to submit the Report of the Chief Electoral Officer for the by-election held on March 17, 2002, in the provincial constituency of Saskatoon Fairview.

The Report presents by-election financial activities by registered political party and candidate. This Report also provides an overview of election administration and official voting results by polling division. Also included is summary data for election related expenditures of Elections Saskatchewan.

Respectfully submitted,

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Call of By-Election

Pursuant to subsection 35(b) of *The Legislative Assembly and Executive Council Act, 1979*, Mr. Chris Axworthy, New Democratic Party, Sask. Section, vacated his seat in the constituency of Saskatoon Fairview on February 10, 2003. On February 17, 2003, pursuant to an Order of the Lieutenant Governor in Council, a Writ of Election was issued by the Chief Electoral Officer to Ms. Danita Hingston, constituency returning officer. The Writ ordered that the by-election be held on Monday, March 17, 2003. An Election Calendar for the Saskatoon Fairview by-election is included on the last page of the Official Report.

Prior to the March 17, 2003 by-election, standing in the Legislative Assembly included: 28 New Democrat, 24 Saskatchewan Party, 3 Independent and 3 vacant.

Constituency Boundaries

The Saskatoon Fairview constituency boundary was enacted in 1994 under *The Representation Act, 1994*, on the recommendation of the Constituency Boundaries Commission, 1993, as established under *The Constituency Boundaries Act, 1993*. Polling divisions for purposes of the Saskatoon Fairview by-election included thirty-one (31) regular polls and one (1) personal care facility. The Saskatoon Fairview constituency polling subdivision map and Directory of Communities are set out in Appendices I and V, respectively.

Registered Political Party and Candidate Nomination

At the time of the Saskatoon Fairview by-election, the Office recognized the existence of six (6) political parties in the Register of Political Parties, as maintained pursuant to section 231 of *The Election Act, 1996* (the "Act"). On March 1, 2003, nomination of candidates concluded. At close of nomination, only four (4) of the Province's registered political parties nominated candidates, as follows:

Candidate	Registered Political Party[1]	Abbreviation
Andy Iwanchuk	New Democratic Party, Sask. Section	New Democratic Party (N.D.P.)
Jason Hanson	New Green Alliance	New Green Alliance (NGA)
Rik Steernberg	Saskatchewan Liberal Association	Liberal
Ross Powell	The Saskatchewan Party	The Saskatchewan Party

[1] The following Saskatoon Fairview By-Election Appendices abbreviate the names of the Province's registered political parties as follows: New Democratic Party, Sask. Section - N.D.P.; Saskatchewan Liberal Association - L.; The Saskatchewan Party - Sask.

Each of the registered political parties' chief official agents and candidate business managers for the by-election were as follows:

Registered Political Party	Chief Official Agent
New Democratic Party, Sask. Section	Dale Schmeichel
New Green Alliance	Dan Parrott
Saskatchewan Liberal Association	Alan McIntyre
The Saskatchewan Party	James Rybchuk

Candidate	Business Manager
Andy Iwanchuk (N.D.P.)	Doris Dick
Jason Hanson (NGA)	Neil Sinclair
Rik Steernberg (L.)	Joan Rudolph
Ross Powell (Sask.)	Gordon Wyant

Enumeration

From the 17th of February through to the 26th of February, enumeration of eligible electors was conducted for the constituency's thirty-two polling divisions. Pursuant to section 26 of the Act, constituency enumerators sat on March 13, 2003 to make necessary revisions to the voters' lists. As a result of these efforts, 7,711 Saskatoon Fairview residents were declared eligible to vote, as established on the revised voters' list. In addition, pursuant to section 68 of the Act, eligible electors not included on the revised voters' list were entitled to vote by declaration.

Polling

To facilitate the electorate's participation in the Saskatoon Fairview by-election, an advance poll was conducted on the 11th, 12th, 13th, 14th and 15th of March. Regular polling stations were open from 9:00 a.m. to 8:00 p.m. CST on March 17, 2003, enabling the constituency's 7,711 eligible voters the opportunity to exercise their democratic franchise. Eligible voters unable to attend either a regular or advance poll were entitled to vote by absentee ballot.

Electoral Results

Unofficial electoral results were announced on the evening of March 17, 2003, resulting in Mr. Andy Iwanchuk, New Democrat, being declared Member-elect. The New Green Alliance candidate forfeited his deposit, pursuant to section 47 of the Act, for not obtaining at least one half of the total number of valid votes cast for the candidate elected.

On March 29, 2003, the constituency returning officer tabulated the results of votes cast by way of advance poll and absentee ballot. These figures were then reflected in the constituency results concluding the final count. Upon completion of the final count, on April 9, 2003, the constituency returning officer made a Return to the Writ of Election. On April 25, 2003, the Office published in *The Saskatchewan Gazette* (Vol. 99, No. 17) notice of receipt of the Return to the Writ and the name of the candidate elected.

Registered Political Party and Candidate Financial Reporting

Pursuant to section 251 of the Act, audited Registered Political Party's Return of Election Expenses, Form E-524, were required to be filed with the Chief Electoral Officer within six (6) months of polling day (September 18, 2003). Under section 261 of the Act, candidates were required to file an audited Candidate's Return of Election Expenses, Form E-412, with the constituency returning officer, for subsequent forwarding to the Chief Electoral Officer, within three (3) months of the candidate returned being declared elected (June 29, 2003). Pursuant to the Act, the constituency returning officer published, in prescribed form, a summary of all returns respecting candidate election expenses prior to July 28, 2003.

i) Registered Political Parties

As a southern constituency, the maximum amount of money that could be spent by a registered political party in the Saskatoon Fairview by-election, as set out in section 243 of the Act, was (a) the sum of $36,994.00 or (b) the sum obtained by multiplying the number of voters in the constituency (7,711) by $2.96, whichever sum was larger. A registered political party that endorsed a candidate who obtained fifteen (15) percent or more of all valid votes cast in the by-election and whose chief official agent filed a Registered Political Party's Return of Election Expenses,[2] pursuant to section 264 of the Act, was entitled to receive a reimbursement of a portion of its election expenses from the Province's General Revenue Fund. The amount reimbursed to a qualifying political party was the lesser of either (a) $12,331.33 or (b) one third of its election expenses.

All participating parties in the Saskatoon Fairview by-election filed their duly audited Registered Political Party's Return of Election Expenses on or before September 18, 2003. Contributions made to political parties are not listed in the Registered Political Party's Return of Election Expenses but are set out in each party's fiscal period return, filed in accordance with section 250 of the Act. Appendix II sets out a summary of eligible expenses incurred by the registered political parties in Saskatoon Fairview and the amounts paid in respect of each party who qualified for reimbursement.

ii) Candidates

Candidates seeking election in Saskatoon Fairview were limited in the amount of money that they could expend. Again, as a southern constituency, a candidate seeking election was entitled to spend, pursuant to section 252 of the Act, either (a) the sum of $44,393.00 or (b) the sum obtained by multiplying the number of eligible voters in the constituency by $2.96, whichever sum was larger. A candidate who obtained fifteen (15) percent or more of all valid votes cast in Saskatoon Fairview and whose business manager filed with the constituency returning officer a Candidate's Return of Election Expenses,[3] pursuant to section 265 of the Act, was entitled to reimbursement of a portion of their eligible election expenses. The amount reimbursed to a qualifying candidate was an amount equal to one half of the candidate's election expenses to a maximum of $22,196.50.

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[2] Pursuant to subsection 267(3) of the Act, auditing services rendered in respect of preparation of a report pertaining to a Registered Political Party's Return of Election Expenses is eligible for a maximum reimbursable allowance of $2,272.00.

[3] Pursuant to subsection 267(6) of the Act, auditing services rendered in respect of preparation of a report pertaining to a Candidate's Return of Election Expenses is eligible for a maximum reimbursable allowance of $737.00.

Saskatoon Fairview, as well as the amounts paid in respect of each candidate who qualified for reimbursement. Such contributions, expenditures and reimbursements are reported in Appendix III.

Elections Saskatchewan Expenditures

The total cost of conducting the March 17, 2003 by-election in Saskatoon Fairview was $114,275.24. This figure is inclusive of, and reported by, administrative and constituency expenditure. See Appendix V for an itemization of particular expenditures incurred in each of these two categories. Should further constituency expenditure specifics be required, refer to the Detail of Expenditures *The Election Act, 1996* Provincial Constituencies Fiscal Year 2002-2003, tabled in the Legislative Assembly on December 12, 2003.

Documentation

Pursuant to section 232 of the Act, the Chief Electoral Officer is obliged to hold, in addition to the information contained in the Register of Political Parties, all original financial particulars concerning registered political parties' fiscal period and election expenses documentation for the purposes of public inspection. Also held are the returns and the original financial documentation regarding individual candidate election expenses, pursuant to section 262 of the Act. Such information is available for public inspection during regular office hours at Elections Saskatchewan.

Election Calendar

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
Writ of Election:		**-34** February 11	**-33** February 12	**-32** February 13	**-31** February 14	**-30** February 15
Minimum Writ Period: (28 days) The minimum number of days between issue of the Writ of Election and Nomination Day is 11 clear days. (The date fixed for issuing the Writ of Election and the date fixed for Nomination Day are to be excluded (clause 31(3)(b) and subsection (4)).						
Maximum Writ Period: (34 days) The maximum number of days between issue of the Writ of Election and Nomination Day is 17 clear days. (The date fixed for issuing the Writ of Election and the date fixed for Nomination Day are to be excluded (clause 31(3)(b) and subsection (4)).						
-29 February 16	**-28** February 17	**-27** February 18	**-26** February 19	**-25** February 20	**-24** February 21	**-23** February 22
	WRIT ISSUES Date of issue of Writ of Election Commence accepting nomination of candidates **Enumeration Schools** s. 31(2); (3)(b); s. 44		Print election Proclamation **Enumeration**		Begin monitoring each enumerator's progress	Last day to post election Proclamation • Returning Officer's Office • Post Offices in constituency s. 34(3)
-22 February 23	**-21** February 24	**-20** February 25	**-19** February 26	**-18** February 27	**-17** February 28	**-16** March 1
Check completed E 200A and begin data entry of preliminary voters' lists		Photocopy secondary voters' lists (E 200) to be distributed to each candidate as available	Enumeration completed: telephone C.E.O. with number of names enumerated	Commence selection of voters to act as deputy returning officers, poll clerks and alternates	Reproduction of secondary Voters' Lists completed **(Day -15)** Forward 3 copies (5 copies Northern constituencies) of each polling division list to enumerator, 10 copies including disk copy to candidates, 5 copies to C.E.O. s. 25(1)(a); (b); s. 139(5)	**NOMINATION DAY** Facsimile/Telephone C.E.O. re candidates • Furnish to Candidates list of candidates and enumerators s. 31(3)(b); s. 35(3); s. 44(1); s. 51(1)
-15 March 2	**-14** March 3	**-13** March 4	**-12** March 5	**-11** March 6	**-10** March 7	**-9** March 8
Arrange for publication of candidates nominated Arrange for printing of ballots s. 35(3); s. 51(2)	Secondary Voters' Lists, including list of enumerators, to be publicly displayed in the head office of (rural - each municipality in the constituency or urban - the municipality in which the constituency is situated) and in the constituency Returning Officer's Office (approximately sixteen (16) days before election day): • Commence accepting revisions to the secondary Voters' Lists s. 25(1)(b)	Last day to receive Absentee Voter Applications s. 87(3)	Furnish to deputy returning officers (advance and regular polls) and candidates list of absentee voters to whom ballot paper was forwarded s. 88(3); (5)	**D.R.O. Schools**		
-8 March 9	**-7** March 10	**-6** March 11	**-5** March 12	**-4** March 13	**-3** March 14	**-2** March 15
Election officials and campaign workers should be encouraged to vote at advance poll Last day for applicant voter to receive absentee ballot paper and related materials, if mailed s. 88(2)(b)	Last day for applicant voter to receive absentee ballot paper and related materials, if delivered s. 88(2)(a)	**ADVANCE POLL** **3 p.m. - 10 p.m. C.S.T.** s. 132(a)	**ADVANCE POLL** **3 p.m. - 10 p.m. C.S.T.** s. 132(a)	**ADVANCE POLL** **3 p.m. - 10 p.m. C.S.T.** **REVISION DAY** **2 p.m. - 10 p.m. C.S.T.** s. 26; s. 132(a)	**ADVANCE POLL** **3 p.m. - 10 p.m. C.S.T.** Prepare to receive enumerators' expense claims s. 132(a)	**ADVANCE POLL** **12 noon - 7 p.m. C.S.T.** Deadline for enumerator to deliver official Voters' List to deputy returning officer s. 29(2); s. 132(b)
-1 March 16	**0** March 17	**+1** March 18	**+2** March 19	**+3** March 20	**+4** March 21	**+5** March 22
Receive advance poll voter information and forward to applicable deputy returning officers	**ELECTION DAY** **9 a.m. - 8 p.m. C.S.T.** Ensure arrangements for the display and tabulation of unofficial results Facsimile/Telephone results of election to C.E.O. s. 62	Ensure all ballot boxes and election materials are received from deputy returning officers	Prepare to receive deputy returning officers', poll clerks', etc. expense claims			Last day for forwarding Imprest Account and related financial materials to C.E.O.
+6 March 23	**+7** March 24	**+8** March 25	**+9** March 26	**+10** March 27	**+11** March 28	**+12** March 29
				12 noon deadline for receipt of absentee voter certificate envelopes (postmarked not later than 8 p.m. on election day) s. 89(5)(b); (c)		**FINAL COUNT** by Returning Officer s. 31(3)(a)(i); s. 145
+13 March 30	**+14** March 31	**+15** April 1	**+16** April 2	**+17** April 3	**+18** April 4	**+19** April 5
	Collection of ballot boxes and election materials by C.E.O. • Vacate office space		Last day to request a recount or an addition 155(2)(c)			
+20 April 6	**+21** April 7	**+22** April 8	**+23** April 9	**+24** April 10	**+25** April 11	**+26** April 12
			RETURN TO THE WRIT Forward election Return and other documents to C.E.O. s. 31(3)(f)(ii); s. 171			

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Vote Summary by Constituency Polling Division: Saskatoon Fairview

Appendix I

Poll No.	Polling Location Name	Eligible Voters	Votes Cast For: Rik Steernberg L.	Andy Iwanchuk N.D.P.	Jason Hanson N.G.A.	Ross Powell Sask.	Total Counted	Rejected
1	Confederation Park School	371	26	58	4	20	108	-
2	Confederation Park School	222	7	13	-	16	36	-
3	Bishop Roborecki School	218	22	27	1	24	74	-
4	Confederation Park School	290	30	48	2	20	100	-
5	Confederation Park School	188	10	49	5	15	79	-
6	Bishop Roborecki School	173	22	28	2	5	57	-
7	Bishop Roborecki School	265	31	46	1	23	101	-
8	Bishop Roborecki School	259	12	33	1	22	68	-
9	Confederation Park School	249	25	53	2	25	105	-
10	Father Vachon School	246	25	30	-	14	69	-
11	Bishop Roborecki School	255	24	40	5	33	102	-
12	Bishop Roborecki School	115	22	30	2	17	71	1
13	Father Vachon School	224	23	29	4	16	72	-
14	Father Vachon School	263	17	43	2	32	94	-
15	Father Vachon School	246	12	42	3	21	78	-
16	Lester B. Pearson School	165	15	40	2	22	79	-
17	Lester B. Pearson School	256	16	48	4	22	90	-
18	Father Vachon School	203	25	54	1	33	113	-
19	Lester B. Pearson School	273	20	70	2	33	125	-
20	Father Vachon School	170	20	41	4	27	92	-
21	Lester B. Pearson School	303	31	52	7	34	124	-
22	Lester B. Pearson School	224	12	27	1	9	49	-
23	James L. Alexander School	257	31	45	5	15	96	-
24	James L. Alexander School	278	25	46	3	41	115	-
25	James L. Alexander School	246	27	67	1	35	130	-
26	James L. Alexander School	243	37	39	2	32	110	-
27	St. Marguerite School	222	22	47	3	22	94	-
28	James L. Alexander School	289	38	49	-	25	112	1
29	St. Marguerite School	302	45	47	4	33	129	-
30	St. Marguerite School	316	17	30	4	16	67	-
31	St. Marguerite School	186	12	33	1	10	56	-
	Parkridge Centre	194	8	25	2	5	40	-
	St. Marguerite School Advance		34	95	2	57	188	-
	Absentee Ballots		-	4	-	-	4	
	Totals	7,711	743	1,428	82	774	3,027	2
	Candidate Elected - Andy Iwanchuk							
	Plurality	654						
	% Who Voted	39.28%						
	% By Party		24.55%	47.17%	2.71%	25.57%		

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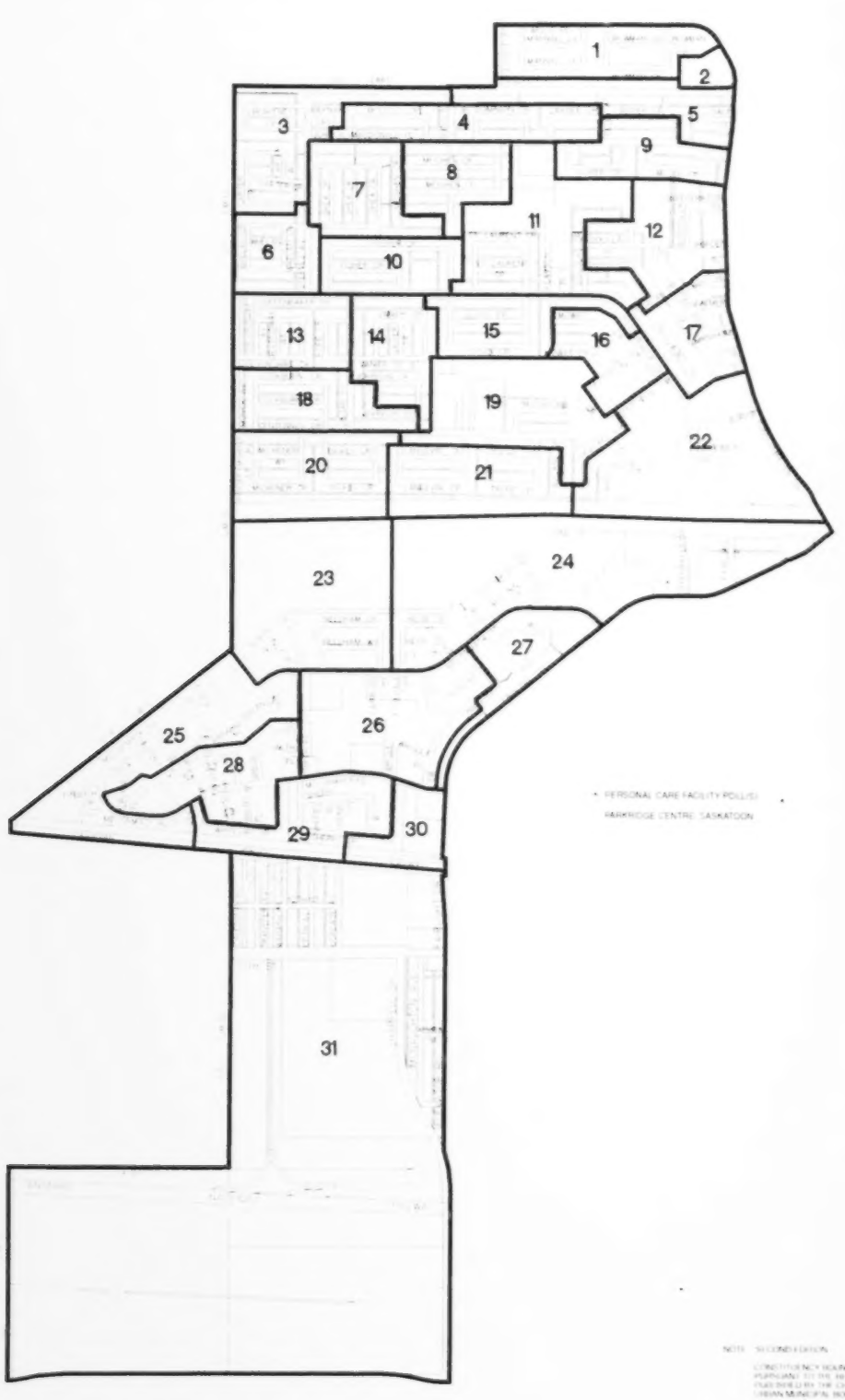
Constituency of Saskatoon Fairview



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Summary of Expenses Incurred and Reimbursements Paid: Registered Political Parties

Registered Political Party	Maximum Expenses Allowable	Petty Expenses	Hire of Premises	Advertising
Liberal	36,994.00	85.52	-	319.93
New Democratic Party (N.D.P.)	36,994.00	-	-	-
New Green Alliance (NGA)	36,994.00	-	-	-
The Saskatchewan Party	36,994.00	-	-	-
Totals	147,976.00	85.52	-	319.93

(a) Unpaid claims, if paid, are included in the total of expenses used for the calculation of reimbursement; disputed claims are not.

Services	Goods Supplied	Travel and Hire of Vehicle	Unpaid or Disputed Claims(a)	Total of Expenses	Amount of Reimbursement
2,000.00	-	-	-	2,405.45	801.82
142.79	-	-	798.16	940.95	313.65
-	-	-	-	-	-
-	-	-	-	-	-
2,142.79	-	-	798.16	3,346.40	1,115.47

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Summary of Contributions Received, Expenses Incurred and Reimbursements Paid: Candidates and Business Managers

Candidate	Contributions Received	Maximum Expenses Allowable	Candidate's Personal Expenses(a)	Candidate's Campaign Expenses	Petty Expenses	Hire of Premises
Saskatoon Fairview						
(Eligible Voters - 7,711)						
Rik Steernberg (L.)	33,101.12	44,393.00	-	-	210.95	949.00
Andy Iwanchuk (N.D.P.)	36,861.50	44,393.00	248.44	-	216.08	3,512.96
Jason Hanson (NGA)	84.00	44,393.00	-	-	3.80	-
Ross Powell (Sask.)	20,194.00	44,393.00	-	571.27	182.51	1,284.00
Totals	90,240.62	177,572.00	248.44	571.27	613.34	5,745.96

(a) Candidate's personal expenses are not included in the total of expenses.
(b) Unpaid claims, if paid, are included in the total of expenses used for the calculation of reimbursement; disputed claims are not.
(c) Candidate failed to qualify for reimbursement pursuant to subsection 265(1) of *The Election Act, 1996*.

Advertising	Services	Goods Supplied	Travel and Hire of Vehicle	Unpaid or Disputed Claims(b)	Total of Expenses	Amount of Reimbursement
-	16,734.94	12,751.30	-	-	30,646.19	15,323.10
-	28,109.24	4,892.13	-	-	36,730.41	18,365.21
-	-	73.45	-	-	77.25	(c)
-	2,330.04	13,257.74	-	-	17,625.56	8,812.78
-	47,174.22	30,974.62	-	-	85,079.41	42,501.09

Elections Saskatchewan Expenditures

Appendix IV

I.	Elections Saskatchewan	
	A) Administration	
	(i) Advertising	$ 21,274.07
	(ii) General Contractual Services	145.60
	(iii) Postal/Courier/Freight	45.40
	(iv) Travel/Business	94.00
	(v) Transportation	526.96
	B) Registered Political Parties	
	(i) Reimbursement of Registered Political Parties' Election Expenses	1,115.47
	(ii) Reimbursement of Auditors' Fees	1,711.95
	Elections Saskatchewan Expenditure	$ 24,913.45
II.	Constituency	
	A) Election Officials	
	(i) Returning Officer	$ 4,340.00
	(ii) Election Clerk	3,000.00
	(iii) Enumerators	7,767.10
	(iv) Polls (Officials/Rental of Space)	14,130.00
	B) Administration	
	(i) General Contractual Services	4,872.37
	(ii) Rent of Ground/Buildings/Office Space	1,235.00
	(iii) Rent of Office Equipment	881.75
	(iv) Information Technology	758.96
	(v) Telephones	1,098.94
	(vi) Miscellaneous Materials/Supplies	146.90
	(vii) Postal/Courier/Freight	307.26
	(viii) Advertising	2,841.60
	(ix) Printing/Duplicating (Ballots/Proclamation/Voters' List)	3,048.00
	(x) Travel/Business	80.57
	C) Candidates	
	(i) Reimbursement of Candidates' Election Expenses	42,501.09
	(ii) Reimbursement of Auditors' Fees	2,352.25
	Constituency Expenditure	$ 89,361.79
	Total By-Election Expenditures	**$114,275.24**

Eligible Voters 7,711
Cost Per Voter $14.82 (14.819769)

Community		
Saskatoon	City	